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From: Alan A. Limbach
Reg. No. 39,749
650-833-2433

Client-Matter Number: 2103461-991100

Re: U.S. Patent Application 10/043,908
For **SPLASH INHIBITING BEVERAGE CONTAINER LID**
Applicant: Robert Russo et al.
Art Unit: 3727Examiner: James M. Smalley
Filed: January 11, 2002Pages: - 16 - (including this form)Originals: ☐ will be mailed ☒ will not be mailedIf there is a problem with this transmission, please call (area code) 650-833-2000

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Message:

Enclosed is:

1. Resubmission of Response To Final Office Action of September 24, 2003 (2 pages);
2. Copy of response as submitted by mail to the USPTO on November 24, 2004 (12 pages);
3. Copy of postcard bearing stamp of PTO receipt (1 page).

CERTIFICATE OF TRANSMISSION BY FACSIMILE

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U.S. Patent and Trademark Office, Fax No. (703) 872-9306 on April 28, 2004.

GRAY CARY WARE & FREIDENRICH

Date: 04/28/04


By: Kathleen LaBrie

Gray Cary IEM7164856.1

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Gray Cary IEM7164856.1

APR 28 2004

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No. : 10/043,908
Applicant : ROBERT RUSSO et al.
Filed : January 11, 2002
TC/A.U. : 3727
Examiner : James M. Smalley
Title : SPLASH INHIBITING BEVERAGE CONTAINER LID

Docket No. : 2103461-991100
Customer No. : 26379

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GRAY CARY WARE & FREIDENRICH Date: 04/28/04

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450


By: Kathleen LaBrie

**RESUBMISSION OF RESPONSE TO FINAL OFFICE ACTION OF
SEPTEMBER 24, 2003**

Sir:

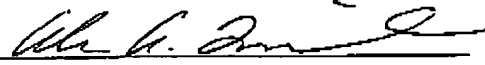
On November 24, 2004, Applicant submitted (by mail to the USPTO) a response to the Final Office Action of September 24, 2003 in the above identified application. On December 4, 2003, Applicant received a post card receipt acknowledging the receipt of the response by the USPTO.

Appl. No. 10/043,908
Docket No. 2103461-991100
Resubmission of Response to Office Action of September 24, 2003

The Applicant has been informed that the response was not received by the Examiner. At the request of the Examiner, Applicant hereby resubmits the response, along with a copy of the postcard receipt.

Respectfully submitted,

GRAY CARY WARE & FREIDENRICH

Dated: April 28, 2004 By: 

Alan A. Limbach
Reg. No. 39,749

Attorneys for Applicant(s)

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Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Mailing Date: November 24, 2003
U.S. Serial No.: 10/043,908
Filing Date: January 11, 2002
Title: Splash Inhibiting Beverage Container Lid

Enclosed are:

- 1) Transmittal Form (in duplicate);
- 2) Response to Office Action (11 pgs.);
- 3) Certificate of First Class mailing
- 4) Return Postcard.

2103461-991100 (Robert Russo)
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Mailing Date: November 24, 2003
U.S. Serial No.: 10/043,908
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PTO/SB/21 (08-03)


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| | | | |
|---|----------------------|------------------------|----------------|
| TRANSMITTAL FORM (to be used for all correspondence after initial filing) | Application Number | 10/043,908 | |
| | Filing Date | January 11, 2002 | |
| | First Named Inventor | Robert Russo et al. | |
| | Art | 3727 | |
| | Examiner | James M. Smalley | |
| Total Number of Pages in This Submission | 13 | Attorney Docket Number | 2103461-991100 |

| ENCLOSURES (Check all that apply) | | |
|---|--|--|
| <input type="checkbox"/> Fee Transmittal Form <input type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input checked="" type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____ | <input type="checkbox"/> After Allowance Communication to Group <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to Group (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input checked="" type="checkbox"/> Other Enclosure(s) (please identify below): Return postcard |
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| SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT | |
|--|---|
| Firm | Alan A. Limbach, Reg. No. 39,749 |
| Individual | Gray Cary Ware & Freidenrich LLP |
| Signature |  |
| Date | November 24, 2003 |

| CERTIFICATE OF TRANSMISSION/MAILING | |
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| Typed or printed | Kathleen LaBrie |
| Signature |  |
| Date | November 24, 2003 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. This collection is estimated to take 12 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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